HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.NO. 12470 OF 2005

DATED: 30.1.2006

Between:

Sri Koganti Rambabu

… Petitioner

and

The Deputy Commissioner of

Endowments, Guntur and others.

… Respondents

HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.NO.12470 OF 2005

ORAL ORDER:

Writ Petition is filed, claiming to be a Member of the Founder's family and aggrieved by the orders of the 1st respondent-Deputy Commissioner of Endowments, Guntur, constituting a non-hereditary trust board by proceedings dated 18.5.2005 for Sri Seetharamanjaneya Swamyvari Temple, Tenali.

The petitioner's father was recognized as a Member of the Founder's family by proceedings dated 19.12.1996. He functioned as such till 2004 and passed away. Thereafter and in the year 2004, the petitioner filed an application before the 1st respondent, seeking a declaration that he belongs to the Founder's family. Without disposing of the said application, by the proceedings dated 18.5.2005, the 1st respondent constituted a trust board for the Devasthanam that does not include a member of the Founder's family. Thus, the writ petition is filed.

The petitioner in proceedings of the 1st respondent dated 20.12.2005 was recognized as a Member of the Founder's family. In view of the provisions of Section 17 of the A.P. Charitable and Hindu Religious Institutions and Endowments Act, 1987, the Endowment authorities are obligated to consider inclusion of a member of the Founder's family in any trust board to be constituted for a religious institution or Endowment. In accordance with the said statutory obligation, the 1st respondent is obligated to reconstitute the trust board, earlier constituted in May 2005 by including the petitioner in view of his recognition as a member of the Founder's family, by the 1st respondent's proceedings dated 20.12.2005.

By proceedings bearing Rc.No.B2/9604/2005 dated 27.1.2006, the 1st respondent passed orders dissolving the earlier non-hereditary trust board constituted in May 2005, with a view to eventually reconstituting the trust board by duly including the name of the petitioner. By another proceedings of even date, the 1st respondent has also intimated to the petitioner that he would act as a Chairman of the trust board to be constituted eventually. The 1st respondent by yet another

proceedings has also notified that a trust board for Sri Seetharamanjaneya Swamivari Devasthanam, Tenali would be reconstituted.

In view of the aforesaid developments, the cause in the writ petition no longer survives for adjudication. Writ Petition is accordingly dismissed as infructuous recording the above developments. There shall however be no order as to costs.

GODA RAGHURAM, J

Date: 30.1.2006

CVM